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PATENTAttorney Reference Number 3382-66123-01  
Application Number 10/623,338

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of: Thumpudi et al.

Application No. 10/623,338

Filed: July 18, 2003

Confirmation No. 3293

For: MULTI-PASS VARIABLE BITRATE  
MEDIA ENCODING

Examiner: Susan McFadden

Art Unit: 2626

Attorney Reference No. 3382-66123-01

## CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being facsimile transmitted to fax number (571) 273-2885 on the date shown below.

Attorney or Agent  
for Applicant(s)

Date Transmitted December 31, 2007

VIA FACSIMILE (571) 273-2885  
COMMISSIONER FOR PATENTS

## COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE


In the Reasons for Allowance accompanying the Notice of Allowability dated December 26, 2007, the Examiner writes, "In regard to claims 47, 56, 60, 65, 70 and 76, the claims have been cancelled so it is clear that the computer readable medium is not a signal." The Applicants respectfully disagree that claims 47, 56, 60, 65, 70 and 76 were invalid under 35 U.S.C. § 101 and that they included a signal. The Applicants cancelled these dependent claims simply to expedite allowance of the remaining claims.

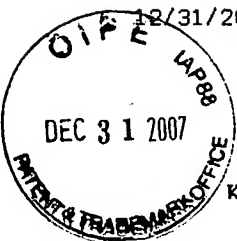
Respectfully submitted,

KLARQUIST SPARKMAN, LLP

One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Telephone: (503) 595-5300  
Facsimile: (503) 595-5301

By

  
Kyle B. Rinehart  
Registration No. 47,027



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PATENT  
Attorney Reference Number 3382-66123-01**KLARQUIST SPARKMAN, LLP**

16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A.

PHONE: 503-595-5300 FAX: 503-595-5301

**PLEASE DELIVER DIRECTLY TO EXAMINER SUSAN MCFADDEN**

Fax No.: (571) 273-2885

Total No. Pages: 4, including this cover sheet

**Message:** Transmitted with this Issue Fee Transmittal Letter for filing in the below-identified application are a Form PTOL-85b and Comments on Statements of Reasons for Allowance. If you do not receive all pages or if you have problems receiving transmittal, please call Kyle B. Rinehart at (503) 595-5300. The fee (large entity) has been calculated as shown below.

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COMMISSIONER FOR PATENTS**ISSUE FEE TRANSMITTAL LETTER**

Enclosed for filing in the above-referenced application are the following:

- ☒ In connection with issuance of a patent:
  - ☒ Form PTOL-85b.
  - ☒ Publication fee of \$300.00.
  - ☒ Issue fee of \$1,440.00.
  - ☒ Comments on Statement of Reasons for Allowance.
- ☒ In responding to the Notice of Allowance dated October 17, 2007, the Applicants authorized charges of \$1,740.00 for the publication fee and issue fee to Deposit Account No. 02-4550. See Issue Fee Transmittal filed November 19, 2007. The Applicants' records show the Deposit Account was not previously charged for either fee in response.
- ☒ If Deposit Account No. 02-4550 was previously charged for the publication fee and/or issue fee, please apply the previously charged amounts to the fees now due in connection with issuance.
- ☒ If Deposit Account No. 02-4550 was not previously charged for the publication fee and/or issue fee, please charge the fee(s) now due in connection with issuance to Deposit Account

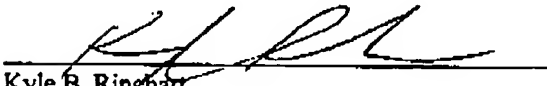
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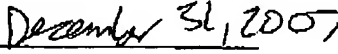
PATENT  
Attorney Reference Number 3382-66123-01

No. 02-4550.



The Director is hereby authorized to charge any additional fees that may be required in connection with issuance of a patent, or credit over-payment, to Account No. 02-4550.

  
\_\_\_\_\_  
Kyle B. Ringhart  
Registration No. 47,027  
cc: Client  
Docketing

  
\_\_\_\_\_  
Date